

ceeding involving the Bankruptcy Act, in par. (1) heading substituted “Bankruptcy Act” for “Self-regulatory organization”, and in text substituted provisions defining such terms, in par. (2) heading substituted “Commission” for “Financial responsibility rules”, and in text substituted provisions defining such terms, in par. (3) heading substituted “Customer” for “Examining authority”, and in text substituted provisions defining such terms, and added pars. (4) to (15).

EFFECTIVE DATE OF 1978 AMENDMENT

Amendment of section by Pub. L. 95-598 effective Oct. 1, 1979, see section 402(a) of Pub. L. 95-598, set out as an Effective Date note preceding section 101 of Title 11, Bankruptcy.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 78ccc, 78fff, 78fff-4 of this title.

CHAPTER 2C—PUBLIC UTILITY HOLDING COMPANIES

Sec.

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- 79a. Necessity for control of holding companies.
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- 79g. Declarations by registered companies in respect to security transactions.
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- (f) Order permitting declaration to become effective.
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- 79h. Acquiring interest in electric and gas companies serving same territory.
- 79i. Acquisition of securities and utility assets and other interests.
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 - (b) Acquisition of utility assets authorized by State Commission; holding company systems organized in same State.
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- 79j. Approval of acquisition of securities and utility assets and other interests.
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- 79k. Simplification of holding company systems.
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 - (b) Limitations on operations of holding company systems.
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 - (e) Submission by company of plan for simplification; court enforcement of order of approval; appointment of trustee.
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- 79l. Intercompany and other transactions relating to registered companies.
- (a) Borrowing from other companies in same system.
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 - (g) Negotiations or transactions by affiliate in contravention of rules and regulations of Commission.
 - (h) Political contributions forbidden.
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- 79m. Service, sales, and construction contracts.
- (a) Contracts by holding companies.
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 - (c) Determination and allocation of costs; duration of contracts; regulation by rules of Commission.

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	(d) Application for approval as mutual service company and nature of business; regulation by rules of Commission.	79x.	Court review of orders. (a) Petition; jurisdiction; findings of Commission; additional evidence; finality. (b) Stay of Commission's order.
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79n.	Periodic and other reports.	79z-2.	Representation of guaranty or recommendation by United States.
79o.	Accounts and records. (a) Duty of holding companies to keep. (b) Duty of affiliates to keep. (c) Duty of mutual service companies to keep. (d) Duty of persons engaged in service, sales, or construction to keep. (e) Use of forms other than prescribed by Commission unlawful. (f) Examinations by Commission. (g) Submission by holding company or subsidiary to examination by holders of securities. (h) Submission by mutual service companies and persons engaged in rendering service to examination by other companies. (i) Uniform methods for keeping accounts; power of Commission to prescribe.	79z-3.	Penalties.
		79z-4.	Study of public-utility companies; recommendation.
		79z-5.	Hiring and leasing authority of Commission.
		79z-5a.	Exempt wholesale generators. (a) Definitions. (b) Foreign retail sales. (c) State consent for existing rate-based facilities. (d) Hybrids. (e) Exemption of EWGS. (f) Ownership of EWGS by exempt holding companies. (g) Ownership of EWGS by registered holding companies. (h) Financing and other relationships between EWGS and registered holding companies. (i) Application of chapter to other eligible facilities. (j) Ownership of exempt wholesale generators and qualifying facilities. (k) Protection against abusive affiliate transactions. (l) Reciprocal arrangements prohibited.
79p.	Misleading statements, penalty; rights and remedies additional to those existing under other laws.	79z-5b.	Treatment of foreign utilities. (a) Exemptions for foreign utility companies. (b) Ownership of foreign utility companies by exempt holding companies. (c) Registered holding companies. (d) Effect on existing law; no State preemption. (e) Reporting requirements. (f) Prohibition on assumption of liabilities. (g) Prohibition on pledging or encumbering utility assets.
79q.	Officers and directors. (a) Statement of ownership of securities; duty to file. (b) Limitation on profits in purchase and sale of securities. (c) Officers or representatives of banking institutions disqualified to serve as officers or directors.	79z-6.	Separability clause.
79r.	Investigations, injunctions, and enforcement of law. (a) Investigations to determine violations, aid in enforcement and as basis for recommendations. (b) Investigation of business, financial condition, etc., of companies. (c) Administering oaths; subpoenas; examining witnesses. (d) Court aid to compel giving testimony; penalty for refusal to testify. (e) Injunctions to restrain violations; prosecutions. (f) Mandamus to compel compliance with law.	CHAPTER REFERRED TO IN OTHER SECTIONS	
79s.	Hearings before Commission.	This chapter is referred to in sections 77ccc, 77hhh, 77jjj, 77kkk, 77www, 77zzz, 78c, 80a-2, 80a-3, 80a-37, 80a-49, 80b-2 of this title; title 7 section 12a; title 16 sections 824, 824a-3, 824e, 825d, 825q, 839f; title 29 sections 306, 432; title 42 section 7651b.	
79t.	Rules, regulations, and orders. (a) Authority of Commission to make. (b) Consistency with laws of United States or States. (c) Effective date; classification of persons and matters; hearings. (d) Filing information or documents by reference.	§ 79. Short title of chapter	
79u.	Effect on other laws.	This chapter may be cited as the "Public Utility Holding Company Act of 1935".	
79v.	Information filed with Commission. (a) Public disclosure of information; protection of trade secrets. (b) Written objection to public disclosure. (c) Disclosure of nonpublic information to other than Commission personnel.	(Aug. 26, 1935, ch. 687, title I, § 35, formerly § 33, 49 Stat. 838; renumbered § 35, Oct. 24, 1992, Pub. L. 102-486, title VII, § 711, 106 Stat. 2905.)	
79w.	Annual reports of Commission.	STATE AUTHORITIES; CONSTRUCTION	
		Section 731 of title VII of Pub. L. 102-486 provided that: "Nothing in this title [enacting sections 79z-5a and 79z-5b of this title and sections 824f, 824m, and 825o-1 of Title 16, Conservation, amending sections 796,	